

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW MEXICO**

JESSE L. GARCIA,

Plaintiff,

vs.

No. CV 18-01161 RB/KRS

PUBLIC DEFENDER OFFICE, et al.,

Defendants.

**ORDER GRANTING LEAVE TO PROCEED
PURSUANT TO 28 U.S.C. § 1915(b)**

THIS MATTER is before the Court on the Application to Proceed in the District Court Without Prepaying Fees or Costs filed by Plaintiff Jesse L. Garcia (Doc. 2). Because the Court grants the application, the filing fee for this civil rights complaint is \$350.00. Based on the information about Plaintiff's financial status, the Court will waive an initial partial payment pursuant to § 1915(b)(1). Plaintiff is still required to pay the full amount of the filing fee pursuant to § 1915(b)(1). Failure to comply with this order may result in dismissal of the complaint without further notice.

IT IS THEREFORE ORDERED that the Application to Proceed in the District Court Without Prepaying Fees or Costs filed by Plaintiff Jesse L. Garcia (Doc. 2) is **GRANTED**, and the initial payment is **WAIVED**;

IT IS FURTHER ORDERED that Plaintiff file monthly financial certificates and make monthly payments of twenty percent (20%) of the preceding month's income credited to his

account until the fee is paid or show cause why the payment should be excused; and the Clerk is directed to provide Plaintiff with two copies of the post-filing financial certificate.

A handwritten signature in black ink, reading "Kevin Smeagala". The signature is written in a cursive, flowing style. The first name "Kevin" is written in a smaller, more compact script, while the last name "Smeagala" is written in a larger, more expansive script with a prominent "S" and a long, sweeping "a".

UNITED STATES MAGISTRATE JUDGE